

02785:000100



PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
: Examiner: Not Yet Assigned
GLENN McGARRY ET AL.)
: Group Art Unit: 2164
Application No.: 09/764,782)
:
Filed: January 17, 2001)
:
For: SYSTEM FOR CAPTURING TRADE)
INFORMATION : January 28, 2002

Attention: Douglas I. Wood, Esq.

BOX DAC
Commissioner for Patents
Washington, D.C. 20231

RECEIVED
FEB 01 2002
OFFICE OF PETITIONS
DEPUTY A/C PATENTS

REQUEST FOR RECONSIDERATION OF PETITION UNDER 37 C.F.R. § 1.47(a)

Sir:

A Decision Refusing Status Under 37 C.F.R. § 1.47(a) was mailed on November 29, 2001 in connection with the above-identified application, setting a two-month period for response. Accordingly, it is respectfully submitted that the present Request For Reconsideration is timely filed and no petition for an extension of time is necessary.

The Decision states that proof is required, showing that "a copy of the application was sent or given to the non-signing inventor." The Decision also requests that a new Declaration be submitted listing the current mailing addresses for the inventors. A copy of the Decision is attached.

In response to the Decision, submitted herewith is a Supplemental Combined Declaration And Power Of Attorney listing the current mailing address of Glenn McGarry and the last known mailing address of Wesley Fedorchak, who is the non-signing inventor.

Also submitted herewith is evidence of Mr. Fedorchak's refusal to join in the application after being provided with a copy of the specification, claims, and drawings therefor, as follows:

Exhibit A is a copy of a letter to Mr. Fedorchak, dated August 2, 2001, providing him with a copy of the application and requesting that he join in the application by signing the Declaration enclosed with the letter;

Exhibit B is copy of a memorandum summarizing a telephone call, made August 1, 2001, between Mr. Fedorchak and Douglas Sharrott, Esq., in which Mr. Fedorchak orally refused to sign the Declaration; and

Exhibit C is a copy of a Declaration Under 37 C.F.R. § 1.47(a), in which Mr. Sharrott declares that Mr. Fedorchak orally communicated his refusal to join in this application. Mr. Sharrott's Declaration is a copy of the one filed on October 9, 2001 with the Petition Under 37 C.F.R. § 1.47(a), which is the subject of the Decision.

It is submitted that the requirements for according status under 37 C.F.R. § 1.47(a) have been met. Therefore, reconsideration of the Petition Under 37 C.F.R. § 1.47(a) filed on October 9, 2001 is respectfully requested.

The Commissioner is authorized to charge any fees in connection with this Request to Deposit Account No. 06-1205.

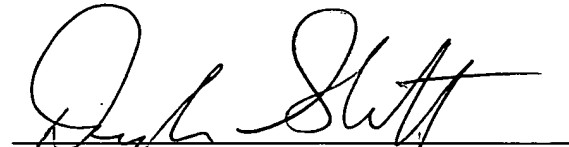
RECEIVED

FEB 01 2002

**OFFICE OF PETITIONS
DEPUTY A/C PATENTS**

Applicants' undersigned attorney may be reached in our New York office by telephone at (212) 218-2100. All correspondence should continue to be directed to our address given below.

Respectfully submitted,



Attorney for Applicants

Registration No. 39,832

FITZPATRICK, CELLA, HARPER & SCINTO
30 Rockefeller Plaza
New York, New York 10112-3801
Facsimile: (212) 218-2200

NY_MAIN 233984 v 1

RECEIVED

FEB 01 2002

OFFICE OF PETITIONS
DEPUTY A/C PATENTS